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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AMERICAN BROADCASTING COMPANIES, INC.,  
CBS BROADCASTING INC., DISNEY ENTERPRISES,  
INC., FOX BROADCASTING COMPANY, SPELLING  
TELEVISION INC., SUPERSTATION, INC., TBS  
FUNDING CORP., TURNER ENTERTAINMENT  
NETWORKS, INC., TURNER NETWORK TELEVISION  
LP, LLLP, UNIVERSAL NETWORK TELEVISION LLC,  
and UNIVERSAL TELEVISION NETWORKS,

Plaintiffs,

- against -

FLYING J, INC. and TON SERVICES, INC.,

Defendants.

No. 06 CV 2967 (DAB)

**NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE that, upon the accompanying Declaration of Christopher Sprigman dated June 5, 2006, and the supporting memorandum of law, on July 3, 2006, at 10:00 a.m., or as soon thereafter as counsel may be heard, before the Honorable Deborah A. Batts, United State District Judge, in the United States District Court for the Southern District of

New York, 500 Pearl Street, New York, New York, Defendants Flying J, Inc. and TON Services, Inc. will move to dismiss the Complaint against them pursuant to Fed. R. Civ. P. 12(b)(6).

Dated: June 5, 2006  
Charlottesville, VA

CHRISTOPHER SPRIGMAN

/s/

Christopher Sprigman (CS-7310)  
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